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PATENT
ATTORNEY DOCKET NUMBER: 50015/013001

The U.S. PTO date stamp sets forth the date of receipt of:

Applicant/Patentee: Lee L. Rubin et al.

Serial/Patent Number: 09/355,004

Filed/Issued: July 21, 1999

Title: In Vivo Apoptosis Screening

<input type="checkbox"/> Transmittal Letter	Pages: _____	<input checked="" type="checkbox"/> Notification of Abandonment 1	Pages: _____
<input type="checkbox"/> Notice of Missing Parts	Pages: _____	<input checked="" type="checkbox"/> Declaration & POA (signed)	Pages: <u>4</u>
<input type="checkbox"/> Reply to Missing Parts	Pages: _____	<input type="checkbox"/> Assignment & Cover Sheet	Pages: _____
<input type="checkbox"/> Reply to Examiner's Action	Pages: _____	<input type="checkbox"/> Change of Address	Pages: _____
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<input type="checkbox"/> M-Fee Payment	Pages: _____	<input checked="" type="checkbox"/> Other Declaration of Susan	Pages: <u>3</u>
<input type="checkbox"/> Issue Fee Payment	Pages: _____	<input checked="" type="checkbox"/> M. Michaud	Pages: <u>2</u>
<input checked="" type="checkbox"/> Check	\$: <u>130.00</u>	<input checked="" type="checkbox"/> Other Submission of Missing	Pages: <u>3</u>

☒ Other Petition to Withdraw Notification of Abandonment Req. 3
Atty/Secy: SMM/eef Client/Matter Name: Eisai Research Date: 1/31/01

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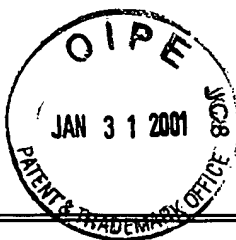
Filed/Issued: July 21, 1999

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PATENT
ATTORNEY DOCKET NO. 50015/013001

Certificate of Mailing

Date of Deposit: January 31, 2001

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I hereby certify under 37 C.F.R. § 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to: BOX PCT, Assistant Commissioner for Patents, Washington, D.C. 20231.

Guy Beardsley
Printed name of person mailing correspondence

Guy Beardsley
Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Lee L. Rubin <i>et al.</i>	Art Unit:	Not Yet Assigned
Serial No.:	09/355,004	Examiner:	Not Yet Assigned
Filed:	July 21, 1999	Customer No:	21559
Title:	<i>In Vivo</i> Apoptosis Screening		

BOX PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

SUBMISSION OF MISSING REQUIREMENTS

Applicant, as a large entity, submits a Combined Declaration and Power of Attorney in compliance with 37 C.F.R. § 1.497(a) and (b), identifying the application by the international application number and international filing date, and a check for \$130.00 in payment of the surcharge required by 37 C.F.R. § 1.492(e). As is stated in the accompanying papers, applicants' attorneys did not receive the Notification of Missing Requirements that, according to the Notification of Abandonment which was received, was mailed from the Patent Office in this case on September 1, 1999.

If there are any charges or any credits, please apply them to Deposit Account No.

03-2095.

Respectfully submitted,

Date: January 31, 2001

Susan M. Michaud
Susan M. Michaud, Ph.D.
Reg. No. 42,885

Clark & Elbing LLP
176 Federal Street
Boston, MA 02110
Telephone: 617-428-0200
Facsimile: 617-428-7045
50015.013001 Submission of Missing Requirements.wpd

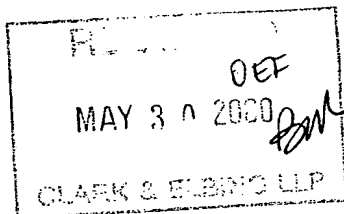




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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/355004	RUBIN	L 50015/013001

PAUL T CLARK
CLARK & ELBING
176 FEDERAL STREET
BOSTON, MA 02110 2214



INTERNATIONAL APPLICATION NO.	
PCT/US98/01322	
I.A. FILING DATE	PRIORITY DATE
22 JAN 98	22 JAN 97

DATE MAILED: **26 MAY 2000**

NOTIFICATION OF ABANDONMENT DOCKETED FOR ATTORNEY ATTENTION

The United States Patent and Trademark Office in its capacity as

☐ a Designated Office (37 CFR 1.494), ☒ an Elected Office (37 CFR 1.495), has made the following determination:

- ☐ Applicant's letter of express abandonment received _____ is in compliance with CFR 1.138 and is hereby acknowledged.
- ☐ Applicant has failed to provide the full U.S. Basic National Fee by ☐ 20 months (37 CFR 1.494(b)(2)), ☐ 30 months (37 CFR 1.495(b)(2)).
- ☒ Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 01 SEP 99 within the time period set therein.
- ☐ Applicant has failed to properly respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed _____ within the time period set therein. See the attached NOTIFICATION OF DEFECTIVE RESPONSE (Form PCT/DO/EO/916).
- ☐ Other.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C 371 and 37 CFR ☐ 1.494, ☒ 1.495 and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

Mamie P. Person *MPP*

Telephone: 703-305-3737

CLARK & ELBING LLP
176 FEDERAL STREET
BOSTON, MA 02110

EXPLANATION	AMOUNT

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Sheila A. Nestor

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